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The Honorable Ronald B. Leighton

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CLERK US DISTRICT COURT  
BY WESTERN DISTRICT OF WASHINGTON AT TACOMA  
DEPUTY

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

UNITED STATES OF AMERICA,

Plaintiff,

v.

ANDRE A. LEMPRIERE,  
a/k/a "Dutch," "Dutchmaster," "El Diablo,"

Defendant.

CASE NO. CR15-5055-RBL

[Proposed]  
**FINAL ORDER OF  
FORFEITURE**

THIS MATTER comes before the Court on motion of the United States for entry of a Final Order of Forfeiture based upon the guilty plea of Defendant ANDRE A. LEMPRIERE (hereinafter, "Defendant") to *Endangering Human Life While Manufacturing a Controlled Substance* in violation of 21 U.S.C. § 858 and 18 U.S.C. § 2, and to *Alien in Possession of a Firearm* in violation of 18 U.S.C. § 922(g)(5)(A); upon the Plea Agreement filed in this matter between Defendant and the United States, in which Defendant agreed to the forfeiture of the property listed below; and based upon the other files and records herein with respect to the following property (hereinafter sometimes referred to as the "Subject Property"):

///



1 of publication of notice, setting forth the nature of the petitioner's right, title, and interest in  
2 the Subject Property.

3 Following notice by the Government, Third-Party Petitioner Diane Baker filed a claim  
4 to contest forfeiture of the Subject Property on October 22, 2015. On February 1, 2016, the  
5 United States and the Petitioner filed a Stipulated Agreement to Withdrawal of Petitioner's  
6 Claim and to Forfeiture, in which the Petitioner agreed to withdraw her claim and to  
7 forfeiture of the Subject Property. The Court entered an Order approving the Stipulated  
8 Agreement to Withdrawal of Petitioner's Claim and to Forfeiture on February 4, 2016.

9 All persons and entities believed to have an interest in the above-listed Subject  
10 Property that is subject to forfeiture were given proper notice of the intended forfeiture. No  
11 further petitioners or claimants have come forth to assert an interest in the Subject Property  
12 and the time for doing so has expired.

13 IT IS ORDERED, ADJUDGED, and DECREED that, pursuant to 18 U.S.C. § 924(d)  
14 and 18 U.S.C. § 2461(c), the following property is fully and finally forfeited to the United  
15 States in its entirety:

- 16 1. Rock River Arms model LAR 15, caliber 5.56 mm rifle bearing serial number  
17 CM57130;
- 18 2. Zastava model PAP M70, caliber 7.62 mm rifle, bearing serial number  
19 ZAPA001561;
- 20 3. Springfield model M1A SOCOM II, caliber .308 rifle, bearing serial number  
21 194859;
- 22 4. Benelli model Nova, 12 gauge shotgun, bearing serial number Z286706;
- 23 5. Remington Arms model 870 Express, 12 gauge shotgun, bearing serial number  
24 D192082A;
- 25 6. Mossberg model 500, 12 gauge shotgun, bearing serial number R630210;
- 26 7. Springfield model XD9 subcompact, 9 mm semiautomatic pistol, bearing serial  
27 number US809621;
- 28 8. Springfield Model XD45, .45 caliber semiautomatic pistol, bearing serial  
number US610176;

- 1      9. Taurus model 85 Ultralite, .38 caliber revolver, bearing serial number ZE46681;
- 2      10. Heckler and Koch model USP Expert, .45 caliber semiautomatic pistol, bearing  
3                  serial number 25-047964;
- 4      11. Sig-Sauer model Mosquito, .22 caliber semiautomatic pistol, bearing serial  
5                  number A035059; and
- 6      12. One Springfield model 1911 Champion, .45 caliber semiautomatic pistol,  
7                  bearing serial number N339380.

8                  IT IS FURTHER ORDERED, ADJUDGED and DECREED no right, title, or interest  
9                  in the Subject Property shall exist in any other party.

10                The United States Department of Justice and/or its agent is authorized to dispose of  
11                the Subject Property in accordance with the law.

12                The Clerk of the Court is hereby directed to send a copy of this Final Order of  
13                Forfeiture to all counsel of record.

14                DATED this 12<sup>th</sup> day of March, 2016.

15                  
16                RONALD B. LEIGHTON  
17                UNITED STATES DISTRICT JUDGE

20                Presented by:

22                /s/ Matthew H. Thomas  
23                MATTHEW H. THOMAS  
24                Assistant United States Attorney  
25                United States Attorney's Office  
26                1201 Pacific Avenue, Suite 700  
27                Tacoma, Washington 98402-4383  
28                Telephone: (253) 428-3800  
                  Fax:            (253) 428-3826